

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
-----X  
JAMES C. McELWEE,

Plaintiff,

-vs-

COUNTY OF ORANGE,

Defendant.  
-----X

*fee paid \$455 465407001704*

**NOTICE OF APPEAL**

10 Civ. 138 (KTD)

S.D. OF N.Y.  
2011 OCT 17  
CLERK OF COURT

PLEASE TAKE NOTICE that plaintiff appeals to the United States Court of Appeals for the Second Circuit from each and every part of the attached Judgment and Memorandum and Order, dated September 30, 2011, granting defendant's motion for summary judgment in its entirety.

Dated: October 14, 2011  
Chester, New York

Respectfully submitted,

*Stephen Bergstein*

STEPHEN BERGSTEIN

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